# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

NATIONAL STARCH AND CHEMICAL INVESTMENT HOLDING CORPORATION, PENFORD AUSTRALIA LTD., and PENFORD HOLDINGS PTY,

Plaintiffs.

C.A. No. 04-1443-GMS

v.

CARGILL, INC. and MGP INGREDIENTS, INC.,

Defendants.

## NOTICE OF SERVICE

PLEASE TAKE NOTICE that on December 7, 2005, a true and correct copy of **DEFENDANT CARGILL, INC.'S RESPONSE TO PLAINTIFFS' FIRST SET OF INTERROGATORIES** (NOS. 1-11) and **DEFENDANT MGP INGREDIENTS, INC.'S RESPONSE TO PLAINTIFFS' FIRST SET OF INTERROGATORIES** (NOS. 1-11) were caused to be served on the attorneys of record, at the following addresses and in the manner indicated:

### VIA HAND DELIVERY

Josy W. Ingersoll Young Conaway Stargatt & Taylor, LLP The Brandywine Building, 17th Floor 1000 West Street P.O. Box 391 Wilmington, DE 19899-0391 Attorneys for Plaintiffs
National Starch and Chemical
investment Holding Corporation,
Penford Australia Ltd., and Penford
Holding Pty

#### VIA FEDERAL EXPRESS

Richard L. DeLucia Kenyon & Kenyon One Broadway New York, NY 10004 Attorneys for Plaintiffs
National Starch and Chemical
Investment Holding Corporation,
Penford Australia Ltd., and Penford
Holding Pty

Dated: December 7, 2005 FISH & RICHARDSON P.C.

By: /s/ Sean P. Hayes

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Attorneys for Defendants

Cargill, Incorporated and MGP Ingredients, Inc.

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#### **CERTIFICATE OF SERVICE**

I hereby certify that on December 7, 2005, I electronically filed the attached NOTICE OF SERVICE with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

Josy W. Ingersoll Young Conaway Stargatt & Taylor, LLP The Brandywine Building, 17th Floor 1000 West Street P.O. Box 391 Wilmington, DE 19899-0391

Attorneys for Plaintiffs National Starch and Chemical Investment Holding Corporation, Penford Australia Ltd., and Penford Holding Pty

I hereby certify that on December 7, 2005, I have mailed by via Federal Express, the document(s) to the following non-registered participant:

Richard L. DeLucia Kenyon & Kenyon One Broadway New York, NY 10004 Attorneys for Plaintiffs National Starch and Chemical Investment Holding Corporation, Penford Australia Ltd., and Penford Holding Pty

<u>/s/ Sean P. Hayes</u>

Sean P. Hayes